



Agenda Item Number: 5-16-13.6D

**SANDOVAL COUNTY
BOARD OF COUNTY COMMISSIONERS**

**Date of Commission
Meeting:**

May 16, 2013

**Division / Elected
Office:**

Legal Office

Staff Contact:

Patrick F. Trujillo, Attorney

Title of Item:

AN ORDINANCE ADOPTING AND ENACTING A NEW CODE FOR THE COUNTY OF SANDOVAL, NEW MEXICO; PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN; PROVIDING A PENALTY FOR THE VIOLATION THEREOF; PROVIDING FOR THE MANNER OF AMENDING SUCH CODE; AND PROVIDING WHEN SUCH CODE AND THIS ORDINANCE SHALL BECOME EFFECTIVE

Action Requested:

Request for a Motion to Publish and Post Notice of Intent to Adopt Ordinance Providing for the Codification of Sandoval County's Ordinances

Summary:

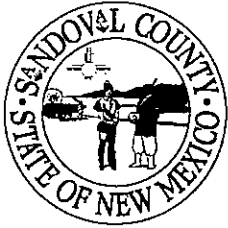
The codification consolidates Sandoval County Ordinances into one searchable data base that may be utilized by county staff, elected officials and the public. Several ordinances, found to be inconsistent with state law, were not included in the code and portions of other ordinances were adjusted for consistency.

Attachments:

Ordinance

FISCAL IMPACT

None



Agenda Item Number: 5-16-13.6D

STAFF ANALYSIS SUMMARY

County Manager:	Recommend Board of County Commission approval. PPR 05/09/2013
Initiating Elected Official / Division Director:	N/A
Legal:	Recommend approval. PFT 5/9/2013
Finance:	N/A

ORDINANCE NO. _____

AN ORDINANCE ADOPTING AND ENACTING A NEW CODE FOR THE COUNTY OF SANDOVAL, NEW MEXICO; PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN; PROVIDING A PENALTY FOR THE VIOLATION THEREOF; PROVIDING FOR THE MANNER OF AMENDING SUCH CODE; AND PROVIDING WHEN SUCH CODE AND THIS ORDINANCE SHALL BECOME EFFECTIVE.

BE IT ORDAINED BY THE COUNTY COMMISSION:

Section 1. The Code entitled "Sandoval County Code of Ordinances," published by Municipal Code Corporation, consisting of chapters 1 through 40, each inclusive, is adopted.

Section 2. All ordinances of a general and permanent nature enacted on or before May 17, 2012, and not included in the Code or recognized and continued in force by reference therein, are repealed.

Section 3. The repeal provided for in section 2 hereof shall not be construed to revive any ordinance or part thereof that has been repealed by a subsequent ordinance that is repealed by this ordinance.

Section 4. Unless another penalty is expressly provided, every person convicted of a violation of any provision of the Code or any ordinance, rule or regulation adopted or issued in pursuance thereof shall be punished by in accordance with Code section 1-3. Each act of violation and each day upon which any such violation shall continue or occur shall constitute a separate offense. The penalty provided by this section, unless another penalty is expressly provided, shall apply to the amendment of any Code section, whether or not such penalty is reenacted in the amendatory ordinance. In addition to the penalty prescribed above, the county may pursue other remedies such as abatement of nuisances, injunctive relief and revocation of licenses or permits.

Section 5. Additions or amendments to the Code when passed in such form as to indicate the intention of the county to make the same a part of the Code shall be deemed to be incorporated in the Code, so that reference to the Code includes the additions and amendments.

Section 6. Ordinances adopted after May 17, 2012, that amend or refer to ordinances that have been codified in the Code, shall be construed as if they amend or refer to like provisions of the Code.

Section 7. This ordinance shall become effective 30 days after a final adoption.

Passed and adopted by the County Commission this _____ day of _____, 2013.

BOARD OF COUNTY COMMISSIONERS
OF SANDOVAL COUNTY

Darryl F. Madalena, Chair

Nora Scherzinger, Vice Chair

Orlando J. Lucero, Member

Don Chapman, Member

Glenn Walters, Member

ATTEST:

Eileen Garbagni, Sandoval County Clerk

APPROVED AS TO FORM:

Patrick F. Trujillo, Sandoval County Attorney